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PATENT

In the UNITED STATES PATENT and TRADEMARK OFFICE

APPLICANT: Paul Johns, et al.	EXAMINER: Not yet assigned
SERIAL NO.: 10/575,292 ✓	ART UNIT: Not yet assigned
FILING DATE: April 12, 2006	DOCKET NO.: 7174US01
TITLE: IRON-CONTAINING HUMAN MILK FORTIFIER WITH IMPROVED ANTIMICROBIAL PROPERTIES	I certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail addressed to the Commissioner for Patents, Alexandria, VA 22313-1450 on the date shown below.
	<i>Wendy Detwiler</i> 7-26-06
	Wendy Detwiler Date

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In accordance with their duty of disclosure under 37 C.F.R. §1.56, and as authorized and encouraged under 37 C.F.R. §§ 1.97-1.98 and the provisions of MPEP §§ 609 and 707.05(b), Applicants submit herewith certain patent documents, publications and/or other information ("references") which the Patent and Trademark Office may wish to consider in examining the above-identified patent application. The identification of any reference herein is not intended to be and should not be understood as being an admission that such reference necessarily constitutes "prior art" within the meaning of applicable law.

The cited references are listed on attached form PTO-1449.

- ☒ A copy of each cited reference is provided;
- ☐ Copies of cited references are not provided because each has previously been made of record in the parent application, or is otherwise known to be in the Examiner's possession.

The Examiner is requested to review and evaluate each cited reference to make an independent assessment of the materiality of each, if any, to the examination of the above-identified application. The Examiner is requested to ignore any underscoring or highlighting which may have been done because such markings may or may not have any relationship to the subject matter of the present invention. The copies being submitted with this Statement are the best copies available at this time. Applicants respectfully request that (1) the references cited herein be made of record; (2) that the Examiner acknowledge his consideration of each reference by initialing and returning the enclosed copy of the PTO-1449 form; and (3) that such references appear on the printed patent as having been considered on the record.

With regard to payment of a fee:

- ☐ ☒ No fee is due because:
- ☐ ☒ This Statement is mailed within three months of the filing date of this application, or before the mailing date of a first office action on the merits (see 37 C.F.R. §1.97(b)).
- ☐ ☐ Applicants certify that each reference cited in this Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement. (see 37 C.F.R. §1.97(e)).
- ☐ ☐ This Statement is filed after the mailing date of a first Office Action on the merits but before the mailing date of either a final action or a Notice of Allowance (see 37 C.F.R. §1.97(c)) so a fee of **\$180.00** is specified by 37 C.F.R. §1.17(p).

If any fees are owed, or any credit is due pertaining to this case, please charge that fee or apply that credit to Deposit Account No. 01-0025. A duplicate sheet of this page is enclosed.

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Respectfully submitted,



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FORM PTO-1449 (Rev. 2032)	U.S. Department of Commerce Patent and Trademark Office	Atty. Docket No. 7174US01	Serial No. 10/575,292
INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Applicant Johns, et al.	
(Use several sheets if necessary)		Filing Date April 12, 2006	Group

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date (if appro.)

FOREIGN PATENT DOCUMENTS

Document Number	Date	Name	Class	Subclass	Translation (Yes No)

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

			"Dictionnaire vidal", 1990, Editions De Vidal, Paris, XP002144922, page 100: materna comlet.
			Moyer-Mileur, et al., "Evaluation of Liquid or Powdered Fortification of Human Milk or Growth and Bone Mineralization Status of Preterm Infants", Journal of Pediatric Gastroenerology and Nutrition, Vol. 15, No. 4, 1992, pages 370-374, XP000933692
			Boehm, "Nitrogen and fat balances in very low birth weight infants fed human milk fortified with human milk or bovine milk protein", European Journal of Pediatrics, Vol. 152, No. 3, 1993, pages 236-239, XP000929747.
			Ronnholm, et al., "Human Milk Protein and Medium-Chain Triclyceride Oil Supplementation of Human Milk: Plasma Amino Acids in Very Low-Birth-Weight Infants", Pediatrics, Vol. 74, No. 5, 1984, pages 792-799, XP000933587
			Raschko, et al., "Comparison of Fortified Human Milk (Using Similac Natural Care® with Experimental LBW Infant Formula", Pediatric Research, Vol. 21, No. 4, Part 2, 1987, page 435A, XP000933586.
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			Mead Johnson & Company, Enfamil Your first choice just go better, LA3012 NEW 10/00, 2000.
			Franz, et al., "Prospective Randomized Trial of Early Versus Late Enteral Iron Supplementation in Infants with a Birth Weight of Less Than 1301 Grams", Pediatrics, Vol. 106, No. 4 October 2000, pages 700-706.
			Barrett-Reis, et al., "Enhanced Growth of Preterm Infants Fed a New Powdered Human Milk Fortifier: A Randomized, Controlled Trial", Pediatrics, Vol., 106, No. 3, September 2000, pages 581-588.
EXAMINER			DATE CONSIDERED

Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw Line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Applicant Johns, et al	
(Use several sheets if necessary)		Filing Date 4/12/06	Group

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	4,753,926	6/28/88	Lucas, et al			
	5,013,569	5/7/91	Rubin			
	6,020,015	2/1/00	Gaull			
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	US2003/0175358 A1	9/18/03	Euber, et al			
	US2004/0086617 A1	5/6/04	Gazzolo, et al			

FOREIGN PATENT DOCUMENTS

Document Number	Date	Name	Class	Subclass	Translation (Yes No)
EP 0 799 577 A1	10/13/1995	Shimamura, et al			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

		Barrett-Reis, et al., "An Evaluation of Growth and Serum Biochemistries of Preterm Infants Fed Preterm Human Milk Fortified with a New Powdered Human Milk Fortifier (PHMF)", Abstract 70, Journal of the American College of Nutrition, Vol. 18, No. 5, 539, Page 62633, October 1999.
		Moro, et al., "Fortification of Human Milk: Evaluation of a Novel Fortification Scheme and of a New Fortifier", Journal of Pediatric Gastroenterology and Nutrition, 20:162-172, 1999.
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		Davies, D.P. "Adequacy of expressed breast milk for early growth of preterm infants". Archives of Disease in Childhood, 52, p. 296-301, 1997.
		Schanler, "Suitability of human milk for low-birth weight infant", Clinics in Perinatology, 22, pp. 207-222, 1995.
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